

1 James J. Pisanelli, Esq., Bar No. 4027
JJP@pisanellibice.com
2 Debra L. Spinelli, Esq., Bar No. 9695
DLS@pisanellibice.com
3 Brianna Smith, Esq., Bar No. 11795
BGS@pisanellibice.com
4 PISANELLI BICE PLLC
5 400 South 7th Street, Suite 300
Las Vegas, Nevada 89101
Telephone: 702.214.2100

*Attorneys for Plaintiff/Counterdefendant
Pisanelli Bice, PLLC*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

PISANELLI BICE, PLLC,

Plaintiff/Counterdefendant,

DENNIS T. D'ANTONIO, an individual,
JOSHUA L. MALLIN, an individual, and
WEG AND MYERS, P.C., a New York
professional services corporation,

Defendants/Counterclaimants.

CASE NO.: 2:25-cv-00613-APG-BNW

**[PROPOSED] STIPULATED
DISCOVERY PLAN AND SCHEDULING
ORDER**

**SUBMITTED IN COMPLIANCE WITH
LR 26-1(b)**

17 Pursuant to Federal Rule of Civil Procedure 26(f) and Local Rule 26-1,
18 Plaintiff/Counterdefendant Pisanelli Bice, PLLC and Defendants/Counterclaimants Dennis T.
19 D'Antonio, Joshua L. Mallin, and Weg and Myers, P.C. (together the "parties"), through their
20 counsel of record, conducted the Rule 26(f) conference on May 9, 2025, and hereby submit their
21 Stipulated Discovery Plan and Scheduling Order.

DISCOVERY PLAN

23 1. Initial Disclosures (Fed. R. Civ. P. 26(f)(3)(A)): The parties will serve their initial
24 disclosures pursuant to FRCP 26(a)(1) on or before June 5, 2025 which is 28 days after the
25 Rule 26(f) conference.

26 2. Subjects of Discovery (Fed. R. Civ. P. 26(f)(3)(B)): The parties agree that the areas
27 of discovery should include all claims, counterclaims, and defenses allowed pursuant to the Federal
28 Rules of Civil Procedure.

1 3. Close of Discovery (LR 26-1(b)(1)): The close of discovery will be October 8, 2025.

2 The first defendant answered the complaint on April 11, 2025. ECF No. 7. The discovery deadline
3 is calculated 180 days from when the first defendant appeared. LR 26-1(b)(1).

4 4. Amending Pleadings and Adding Parties (LR 26-1(b)(2)): The deadline to amend
5 pleadings or add parties which is 90 days before the close of expert discovery, is July 10, 2025.

6 5. FRCP 26(a)(2) Expert Disclosures (LR 26-1(b)(3)):

- 7 • The deadline for initial expert disclosures is August 8, 2025;
- 8 • The deadline for rebuttal expert disclosures is September 8, 2025.

9 6. Dispositive Motions (LR 26-1(b)(4)): The parties shall file any dispositive motions
10 no later than November 7, 2025, which is 30 days after the close of discovery.

11 7. Joint Pretrial Order (LR 26-1(b)(5), (6)): A joint pretrial order shall be filed by
12 December 8, 2025, which is 30 days after the dispositive motion deadline. This deadline will be
13 suspended if dispositive motions are timely filed until 30 days after the decision of the dispositive
14 motions or until further order of the Court. The disclosure required by FRCP 26(a)(3), and
15 objections thereto, shall be included in the pretrial order.

16 8. Extension of Modifications of Discovery Plan and Scheduling Order: Extensions of
17 the discovery deadlines will not be allowed without a showing of good cause for the extension. All
18 motions or stipulations to extend discovery must fully comply with LR 26-3.

19 9. Alternative Dispute Resolution (LR 26-1(b)(7)): The parties certify that they have
20 met and conferred about ADR.

21 10. Alternative Forms of Case Disposition (LR 26-1(b)(8)): The parties certify that they
22 have conferred regarding consent to trial by a magistrate judge under 28 U.S.C. § 636(c) and
23 FRCP 73 and the use of the Short Trial Program (General Order 2013-01), however, the parties are
24 not agreeable to these options.

25 11. Discovery of Electronically Stored Evidence (ESI) (Fed. R. Civ. P. 26(f)(3)(C)):
26 The parties do not anticipate issues about disclosure, discovery, or preservation of ESI at this time.
27 The parties will discuss a protocol governing production of electronically stored information. If the

1 parties are unable to come to an agreement, they will prepare a joint statement to the Court for
 2 resolution.

3 12. Electronic Evidence (LR 26-1(b)(9)): A jury demand has been filed in this matter.
 4 The parties will discuss the presentation of electronic exhibits at trial in connection with the joint
 5 pretrial order.

6 13. Privilege Issues (Fed. R. Civ. P. 26(f)(3)(D)): The parties discussed privilege issues.
 7 To protect the parties' respective positions about potential privileges, the parties agree to follow the
 8 Federal Rules of Civil Procedure and to file appropriate motions for the Court to resolve.

9 14. Stipulated Confidentiality & Protective Order (Fed. R. Civ. P. 26(f)(3)(F)): The
 10 parties do not presently need a protective order in place but will confer in the future if the need
 11 arises.

12 DATED this 23rd day of May, 2025.

13 PISANELLI BICE, PLLC

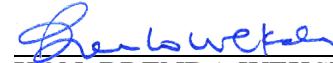
14 By: /s/ Brianna Smith
 15 James J. Pisanello, Esq., #4027
 16 Debra L. Spinelli, Esq., #9695
 17 Brianna Smith, Esq., #11795
 18 400 South 7th Street, Suite 300
 Las Vegas, Nevada 89101
*Attorneys for Plaintiff/
Counterdefendant*

DATED this 23rd day of May, 2025

FOX ROTHSCHILD LLP

By: /s/ Kevin M. Sutell
 Brett Alexrod, Esq., #5859
 Mark J. Connot, Esq., #10010
 Kevin M. Sutell, Esq., #9437
 1980 Festival Plaza Drive, Suite 700
 Las Vegas, Nevada 89135
*Attorneys for
Defendants/Counterclaimants*

19 IT IS SO ORDERED:

20 
 21 HON. BRENDA WEKSLER
 22 UNITED STATES MAGISTRATE JUDGE

23 DATED: 5/27/2025

24 CASE NO.: 2:25-cv-00613-APG-BNW

PISANELLI BICE
 400 SOUTH 7TH STREET, SUITE 300
 LAS VEGAS, NEVADA 89101